

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO.: 03 CV 12485 GAO

IVAN D. CARRASCO and  
RAUL CARRASCO,  
Plaintiffs

v.

THE RACK, INC., and SEAN GANNON,  
Defendants

**DEFENDANT THE RACK, INC'S AUTOMATIC DISCLOSURE UNDER LOCAL  
RULE 26.2(A) AND 26.1(B) TO THE PLAINTIFF**

Pursuant to Local Rule 26.2(A) and 26.1(B), Defendant The Rack, Inc., hereby makes the following automatic document disclosure:

**A. PERSONS LIKELY TO HAVE DISCOVERABLE INFORMATION**

1. Police Officer Sean Gannon  
District C-6  
101 West Broadway  
South Boston, MA 02127-1017  
(617) 343-4730

Officer Gannon is a defendant in this action and was a participant and witness to the events of November 30, 2001, which form the basis of allegations contained in the Plaintiffs' Complaint.

2. Paul Barclay  
The Rack  
20 Clinton Street  
Boston, MA 02109  
(617) 725-1051

Mr. Barclay is a General Partner for the Rack Limited Partners. He was present at the Rack on November 30, 2001, and a witness to some of the events that form the basis of allegations in Plaintiffs' Complaint.

3. Keith Labonte  
The Rack  
20 Clinton Street  
Boston, MA 02109  
(617) 725-1051

Mr. Labonte is a Manager at the Rack, was present on November 30, 2001, and a witness to some of the events that form the basis of allegations contained in Plaintiff's Complaint.

4. Arthur Prince  
The Rack  
20 Clinton Street  
Boston, MA 02109  
(617) 725-1051

Mr. Prince is an employee at the Rack, was present on November 30, 2001, and a witness to some of the events that form the basis of allegations contained in Plaintiff's Complaint.

5. David Sutton  
170 Boston Rock Road  
Melrose, MA 02176

Mr. Sutton was an employee of the Rack on November 30, 2001, and a witness to some of the events that form the basis of allegations contained in the Plaintiffs' Complaint.

contained in the Plaintiffs' Complaint.

The Defendant reserves the right to supplement this list as more information becomes available.

## **B. DESCRIPTION OF RELEVANT DOCUMENTS**

1. Boston Police Incident Report dated 11/30/01.

The Defendant reserves the right to supplement this list as more information becomes available.

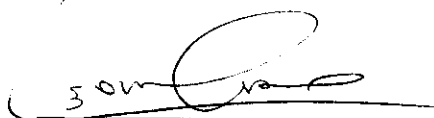
## **C. INSURANCE AGREEMENTS**

1. Certificate of Liability Insurance and accompanying insurance policy effective 2/14/01 through 2/14/02.

**D. EXPERTS WHO MAY BE CALLED AT TRIAL**

The Defendant has not yet determined the witness(es) to be called as expert(s) at this trial, but recognizes its obligation to supplement this response.

Defendant, The Rack, Inc.,  
By its attorney,



Leonardo J. Caruso  
BBO #554430  
Law Offices of Leonardo J. Caruso  
221 Lewis Wharf  
Boston, MA 02110  
(617) 523-5123

Date: 3/10/04

**CERTIFICATE OF SERVICE**

I, Leonardo J. Caruso, hereby state  
that a copy of this document was  
served upon the attorney of record  
for each party via first class

mail on 3/12/04

LAW OFFICES OF  
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LUISA P. ZAULI  
HELEN GATZOS

FILED  
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U.S. DISTRICT COURT  
DISTRICT OF MASS.

Civil Clerk  
United States District Court  
for the District of Massachusetts  
One Courthouse Way  
Boston, MA 02110

March 12, 2004

Re: Ivan D. Carrasco and Raul Carrasco v. The Rack, Inc., and Sean Gannon  
Civil Action No.: 03 CV 12485 GAO

Dear Sir or Madam:

Enclosed for filing in the above-referenced matter, please find the Automatic Disclosure of the Defendant, The Rack, Inc., under Local Rule 26.2(A) and 26.1(B). Thank you.

Very truly yours,

  
Leonardo J. Caruso

LJC: hg

Enclosure

cc: Robert H. Flynn, Esq.  
Stephen G. Cox, Esq.